

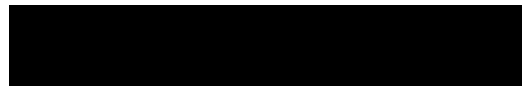
EXHIBIT 6

(REDACTED)

In the Matter Of:

JANE DOE vs

MINDGEEK USA INCORPORATED



August 30, 2023



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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

-----X
JANE DOE, on behalf of herself and all others
similarly situated,

Plaintiff,

v.

MINDGEEK USA INCORPORATED, MINDGEEK S.A.R.L.,
MG FREESITES, LTD (D/B/A PORNHUB), MG
FREESITES II, LTD, MG CONTENT RT LIMITED, AND
9219-1568 QUEBEC, INC., (D/B/A MINDGEEK),

Defendants.

-----X

CONFIDENTIAL

VIDEOTAPED DEPOSITION OF



DATE: August 30, 2023

TIME: 9:14 a.m.

PLACE: 1095 Avenue of the Americas, New
York, New York

BEFORE: Rebecca Schaumlöffel, RPR, CCR-NJ

JOB NO: 2023-909881

Confidential

[REDACTED] - August 30, 2023

28

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09:38AM 2 A. A user was able to click on
09:39AM 3 content. There was different types of users,
09:39AM 4 though.

09:39AM 5 Q. And by different types of users,
09:39AM 6 are you referring to users in the model hub
09:39AM 7 program, for example, versus other users who
09:39AM 8 were not in that program?

09:39AM 9 A. That's correct.

09:39AM 10 Q. For the entire time period for
09:39AM 11 which you're designated, if a person wants to
09:39AM 12 upload content to MindGeek's Tube Websites,
09:39AM 13 they must first create an account, correct?

09:39AM 14 A. Yes.

09:39AM 15 Q. Before 2021, were individuals
09:39AM 16 required to provide their real name to
09:39AM 17 MindGeek when they create an account for a
09:39AM 18 Tube Website?

09:39AM 19 A. There was an input field for name,
09:39AM 20 yes.

09:39AM 21 Q. And my question was whether
09:39AM 22 individuals were required to provide their
09:39AM 23 real name to MindGeek when they create an
09:39AM 24 account for a Tube Website?

09:39AM 25 A. Yes. The input field was for

Confidential

August 30, 2023

61

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10:17AM 2 A. Yes.

10:17AM 3 Q. But MindGeek does not, itself,
10:17AM 4 collect those co-performer IDs, correct?

10:17AM 5 MS. MASSEY: Object to form.

10:17AM 6 A. IDs for co-performers are being
10:18AM 7 uploaded. It's the same process for the main
10:18AM 8 performer. Not only are they being uploaded,
10:18AM 9 but they are being scanned through an
10:18AM 10 external vendor; loaded through our expert in
10:18AM 11 validating the ID.

10:18AM 12 At any point, if we were to
10:18AM 13 request documentation from an account holder
10:18AM 14 for co-performer IDs and they are not able to
10:18AM 15 provide, the content will be TOS for
10:18AM 16 nonconsensual distribution and we will ban
10:18AM 17 the account.

10:18AM 18 Q. Okay. Is it your testimony, sir,
10:18AM 19 that since 2021, MindGeek has required
10:18AM 20 uploaders to submit co-performer IDs in all
10:18AM 21 content?

10:18AM 22 MS. MASSEY: Object to form.

10:18AM 23 A. Can you repeat the question?

10:18AM 24 Q. Is it your testimony that since
10:18AM 25 2021 MindGeek has required uploaders to

Confidential

[REDACTED] - August 30, 2023

62

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10:18AM 2 [REDACTED]
submit co-performer IDs for all content?

10:19AM 3 A. Again, co-performer IDs are
10:19AM 4 uploaded to our site. If we were to see any
10:19AM 5 content where there would be a concern, the
10:19AM 6 content is escalated, set to pending, will
10:19AM 7 never be activated. And we would ask for
10:19AM 8 documentation for the performers that are in
10:19AM 9 the video.

10:19AM 10 Q. Okay. I'm -- I will get to that.
10:19AM 11 I'm just trying to understand, is it your
10:19AM 12 testimony that co-performer IDs for all
10:19AM 13 co-performers are uploaded to MindGeek's
10:19AM 14 site, since 2021, that has been the rule?

10:19AM 15 A. They have to be retained by the
10:19AM 16 accountholder. They do not have to be
10:19AM 17 uploaded to the site.

10:19AM 18 Q. Prior to 2021, did MindGeek
10:19AM 19 consider whether it should require users
10:19AM 20 uploading content to provide their
10:19AM 21 government-issued IDs to MindGeek?

10:19AM 22 MS. MASSEY: Object to form.

10:19AM 23 A. Yeah, can you repeat the question?

10:19AM 24 Q. Prior to 2021, did MindGeek
10:20AM 25 consider whether it should require users

Confidential

[REDACTED] - August 30, 2023

86

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2

goes live, correct?

3

A. Yes.

4

Q. Okay. Does any content on any of

5

MindGeek's Tube Websites go live before it is

6

reviewed by a content moderator?

7

MS. MASSEY: Object to form.

10:58AM

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Confidential

August 30, 2023

87

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10:59AM

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10:59AM 7

Q. That was a lot of steps. You

10:59AM 8

probably saved us some time with some other

10:59AM 9

questions I had about content moderation.

10:59AM 10

So, thank you.

10:59AM 11

But I just want to know something

10:59AM 12

very simple. All of those steps that you

10:59AM 13

just mentioned --

10:59AM 14

A. Yes.

10:59AM 15

Q. -- that's MindGeek's current

10:59AM 16

process before any content is accessible to

10:59AM 17

the public, correct?

10:59AM 18

A. That is correct.

10:59AM 19

Q. Okay. Has that process that you

10:59AM 20

just testified about been in place since

11:00AM 21

2015?

11:00AM 22

A. So, yes. In 2015, again -- so

11:00AM 23

again, as time has evolved, we added more

11:00AM 24

tools, we continue to add more tools, you

11:00AM 25

know, to these known databases of, you know,



Confidential

August 30, 2023

96

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11:09AM 2 So this happened around -- I would
11:10AM 3 say it started first with Montreal's side. I
11:10AM 4 believe around -- it may have been September,
11:10AM 5 October where they conducted some audits
11:10AM 6 pulling information, gathering information at
11:10AM 7 first. And we conducted these audits, I
11:10AM 8 would say, around 2021 where we reclassified
11:10AM 9 content to the correct TOS reason.

11:10AM 10 Q. Okay. We are going to spend some
11:10AM 11 time unpacking that. So I -- you know, I
11:10AM 12 know you have all this knowledge in your
11:10AM 13 brain. I want to understand each step.

11:10AM 14 A. Okay.

11:10AM 15 Q. So it sounds like for the second
11:10AM 16 half of 2020, MindGeek undertook efforts to
11:10AM 17 figure out what are all the sources we should
11:10AM 18 be looking at to re-review or to reclassify
11:10AM 19 content as TOS-8, fair to say?

11:10AM 20 A. What was the timeframe that you
11:10AM 21 said?

11:10AM 22 Q. Second half of 2020. That was an
11:11AM 23 information gathering exercise and time
11:11AM 24 period where MindGeek was trying to figure
11:11AM 25 out what are all the databases and sources

Confidential

[REDACTED] - August 30, 2023

97

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11:11AM 2 that we need to go audit to --

11:11AM 3 A. Yes.

11:11AM 4 Q. -- reclassify; is that fair?

11:11AM 5 A. Yes.

11:11AM 6 Q. Okay. And then you said that in

11:11AM 7 2021 the actual audits of those sources

11:11AM 8 occurred; is that correct?

11:11AM 9 A. Yes.

11:11AM 10 Q. Okay. I'm sure Michelle will
11:11AM 11 correct me if I'm wrong, but I believe one of
11:11AM 12 the TOS-8 spreadsheets that is part of this
11:11AM 13 discussion involved some content that was
11:11AM 14 reported to NCMEC in 2020, but it was done
11:11AM 15 before the TOS-8 tag was implemented.

11:11AM 16 Are you familiar with that?

11:11AM 17 A. I am not familiar with the
11:11AM 18 specific cases that you are talking about,
11:11AM 19 no.

11:11AM 20 Q. Okay. Was the Cyprus content
11:11AM 21 moderation team involved in an effort in
11:11AM 22 2020, before the TOS-8 audit process
11:12AM 23 occurred, to start reporting to NCMEC?

11:12AM 24 A. So the Montreal -- the Cyprus
11:12AM 25 team, my team in Cyprus, when it came to

Confidential

August 30, 2023

105

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11:19AM

2

I'm trying to --

11:19AM

3

MS. MASSEY: The spreadsheet

11:19AM

4

itself, no.

11:19AM

5

MS. JOSEPHS: I'm not asking

11:19AM

6

about the spreadsheet --

11:19AM

7

MS. YEARLY: They are two

11:19AM

8

different things. I just want to be

11:19AM

9

clear. The spreadsheets are not a

11:19AM

10

result of the audit.

11:19AM

11

MS. JOSEPHS: Can we go off the

11:19AM

12

record for a moment, please.

11:19AM

13

THE VIDEOGRAPHER: The time is

11:19AM

14

11:20 a.m. We're off the record.

11:23AM

15

(Whereupon, a recess was held.)

11:23AM

16

THE VIDEOGRAPHER: The time is

11:23AM

17

11:24 a.m. We're on the record.

11:23AM

18

BY MS. JOSEPHS:

11:24AM

19

Q. Okay. Mr. Ignatiou, you mentioned

11:24AM

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the CRRs, that stands for content removal

11:24AM

21

request, correct?

11:24AM

22

A. Yes.

11:24AM

23

Q. Did the MindGeek content

11:24AM

24

moderation teams go back and run search words

11:24AM

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in the system that houses the CRRs to

Confidential

August 30, 2023

106

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11:24AM 2 identify content that should have been

11:24AM 3 labeled as TOS-8?

11:24AM 4 MS. MASSEY: Object to form.

11:24AM 5 A. We did run terms, yes, related to

11:24AM 6 potentially underage and re-reviewed the

11:24AM 7 content.

11:24AM 8 Q. And so even if the CRR had been

11:24AM 9 actioned and the content had been disabled,

11:24AM 10 MindGeek still had a copy of it somewhere; is

11:24AM 11 that correct?

11:24AM 12 MS. MASSEY: Object to form.

11:24AM

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11:25AM

11:25AM 19 Q. During this review, MindGeek

11:25AM 20 identified content that had been the subject

11:25AM 21 of CRRs and had been removed and determined

11:25AM 22 that it should have been tagged as TOS-8; is

11:25AM 23 that correct?

11:25AM 24 MS. MASSEY: Object to form.

11:25AM 25 A. Yes, we went through the

Confidential

August 30, 2023

109

1

11:27AM 2 Q. Okay. One goal of this process
11:27AM 3 was to report TOS-8 violations to the
11:27AM 4 National Center for Missing and Exploited
11:27AM 5 Children, correct?

11:27AM 6 A. Yes.

11:27AM 7 Q. Okay. Were there any other goals
11:28AM 8 of this audit and reclassification process?

11:28AM 9 MS. MASSEY: Object to form.

11:28AM 10 A. The goal would have been to,
11:28AM 11 again, report to NCMEC. And, again, to
11:28AM 12 reclassify the classification of the TOS
11:28AM 13 reason to the correct one.

11:28AM 14 Q. And why was it important to
11:28AM 15 provide the correct classification of this
11:28AM 16 content for TOS-8 violations?

11:28AM 17 A. There is --

11:28AM 18 MS. MASSEY: Object to form.

11:28AM 19 A. It's important as, you know, we
11:28AM 20 would have -- we like to have our content,
11:28AM 21 you know, organized in the correct bins. You
11:28AM 22 know, if we ever, you know, needed to go back
11:28AM 23 to do reports, to have, you know, the correct
11:28AM 24 information.

11:28AM 25 Q. In addition to CRRs, you mentioned

Confidential

[REDACTED] - August 30, 2023

110

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11:28AM 2 that you reviewed both inactive and active
11:29AM 3 flagged content; is that correct?

11:29AM 4 A. Yes.

11:29AM 5 Q. So that means you reviewed both
11:29AM 6 content that had been flagged at some earlier
11:29AM 7 point in time and had been taken down as a
11:29AM 8 result of the flag, correct?

11:29AM 9 A. Yes.

11:29AM 10 Q. That also included content that
11:29AM 11 had been flagged but had not yet been
11:29AM 12 reviewed to see if there was a compliance
11:29AM 13 issue; is that correct?

11:29AM 14 A. Can you repeat the question?

11:29AM 15 Q. Sure.

11:29AM 16 Part of this audit process
11:29AM 17 involved looking at a backlog of flags that
11:29AM 18 had been made on content but had not yet been
11:29AM 19 reviewed by a content moderator, correct?

11:29AM 20 A. There could have been cases of the
11:29AM 21 situation you're stating, yes.

11:29AM

11:29AM

11:29AM

11:29AM 25

MS. MASSEY: Object to form.



Confidential

- August 30, 2023

117

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11:36AM 2 parts of this TOS-8 audit, correct?

11:36AM 3 A. Yes.

11:36AM 4 Q. Okay. Who at MindGeek oversaw
11:36AM 5 this entire process?

11:36AM 6 A. It was -- there was many directors
11:36AM 7 involved. I wasn't one of them. It was

11:37AM 8 [REDACTED] who was the Montreal compliance

11:37AM 9 department. It would have been at the time

11:37AM 10 Ashley or Lauren. And it was overseen, it

11:37AM 11 would have been, you know, we were giving,

11:37AM 12 you know, reports to [REDACTED]

11:37AM 13 Q. And can you remind me, I think you
11:37AM 14 testified as to his role before, but what was
11:37AM 15 his role?

11:37AM 16 A. He is [REDACTED]

11:37AM [REDACTED]

11:37AM 18 Q. Okay. Did MindGeek run a search
11:37AM 19 for prior NCMEC requests that it had received
11:37AM 20 as part of this TOS-8 audit and labeling
11:37AM 21 process?

11:37AM 22 A. Can you repeat the question?

11:37AM 23 Q. Sure.

11:37AM 24 Did MindGeek run a search for
11:37AM 25 prior requests that it had received from

Confidential

August 30, 2023

118

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11:37AM 2 NCMEC as part of this TOS-8 audit and
11:37AM 3 labeling process?

11:37AM 4 A. Yes, that would have been reviewed
11:37AM 5 by trust and safety.

11:38AM 6 Q. Okay. We've talked about CCRs,
11:38AM 7 active and inactive flagged content, banned
11:38AM 8 word searches, searches and metadata, user
11:38AM 9 comment searches, law enforcement requests
11:38AM 10 and NCMEC requests. Are there any other
11:38AM 11 sources that MindGeek looks to in conducting
11:38AM 12 its TOS-8 audit?

11:38AM 13 A. Yeah, we did a general re-review
11:38AM 14 of content. So in June 2020, if I'm not
11:38AM 15 mistaken, or somewhere around that time, we
11:38AM 16 re-reviewed content. As I mentioned before,
11:38AM 17 we had a change in compliance rules. We
11:38AM 18 evolved, we improved them, I guess you can
11:38AM 19 say.

11:38AM 20 As new fetishes, you know, enter
11:38AM 21 kind of the realm of adult content, we act.
11:38AM 22 So the compliance rules are kind of always
11:38AM 23 evolving. It's an active document. So we
11:38AM 24 re-reviewed content and we, you know,
11:38AM 25 classified perhaps something that was

Confidential

August 30, 2023

119

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11:39AM 2 considered, you know, one TOS reason

11:39AM 3 previously, reclassified it to a new TOS

11:39AM 4 reason.

11:39AM 5 Q. Okay. You're talking about a

11:39AM 6 general review of content. Are you saying

11:39AM 7 that that was not specific to content that

11:39AM 8 might be a TOS-8 violation?

11:39AM 9 A. What I'm saying is we reviewed

11:39AM 10 content that may have fell in any TOS reason.

11:39AM 11 Q. Right. And I just want to know if

11:39AM 12 that was specifically part of this process to

11:39AM 13 identify and label content for TOS-8. And I

11:39AM 14 think what I'm hearing is that if content,

11:39AM 15 during this general re-review, should be

11:39AM 16 categorized as TOS-8 and it was, but if it

11:39AM 17 also should have been -- not also. If it

11:39AM 18 instead should have been TOS-5, then you're

11:39AM 19 saying that there was like a broader

11:39AM 20 reclassification effort not unique to

11:39AM 21 TOS-8 --

11:39AM 22 MS. MASSEY: Object to the form.

11:39AM 23 Q. -- is that correct?

11:39AM 24 MS. MASSEY: Object to form.

11:39AM 25 A. We reviewed the content and

Confidential

[REDACTED] - August 30, 2023

120

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11:39AM 2 [REDACTED]
reclassified the TOS reasons.

11:39AM 3 Q. Okay. During this general review
11:39AM 4 of content, how did MindGeek decide what
11:40AM 5 content to prioritize in the review?

11:40AM 6 A. So this content was to re-review
11:40AM 7 content with, again, the structure change,
11:40AM 8 the compliance rules that evolved, to make
11:40AM 9 sure that the videos that were currently
11:40AM 10 active on the site were compliant with our
11:40AM 11 new guidelines. The way it was prioritized
11:40AM 12 was we reviewed UGC content, model content,
11:40AM 13 then content partner content.

11:40AM 14 Q. Did this review involve a review
11:40AM 15 of every single video and image on MindGeek's
11:40AM 16 websites?

11:40AM 17 A. If I'm not mistaken, it was -- had
11:40AM 18 to do with metadata that was in the content,
11:41AM 19 title takes, descriptions, as you mentioned
11:41AM 20 before, and other things were taken into
11:41AM 21 consideration, perhaps the profile of the
11:41AM 22 uploaders.

11:41AM 23 Q. So in this general review of
11:41AM 24 content, did MindGeek apply a list of
11:41AM 25 keywords to identify the universe that it

Confidential

August 30, 2023

161

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01:27PM 2 A. No. We're both directors. Mous
01:27PM 3 reports to Matt Kilicci.

01:27PM 4 Q. Okay. And do you report to Matt
01:27PM 5 or do you report to Mr. Baba?

01:27PM 6 MS. MASSEY: Object to form.

01:27PM 7 Q. Or someone else?

01:27PM 8 A. Yeah, so my employer is Anis, he's
01:27PM 9 in Cyprus. The directors in Cyprus report to
01:27PM 10 the COO of Europe. But on the day-to-day
01:27PM 11 basis, my reports are to Matt, who deals with
01:27PM 12 trust and safety compliance matters.

01:27PM 13 Q. And just so the record is clear,
01:27PM 14 by "Matt," you mean Matt Kilicci, correct?

01:27PM 15 A. Yes.

01:28PM 16 Q. Okay.

01:28PM 17 MS. JOSEPHS: Exhibit 94 is
01:28PM 18 going to be a two-page e-mail Bates
01:28PM 19 stamped MindGeek_309631.

01:28PM 20 (Whereupon, Ignatiou Exhibit 94,
01:28PM 21 MindGeek_00309631 through '9632 was
01:28PM 22 marked for identification as of this
01:28PM 23 date by the Reporter.)

01:28PM 24 BY MS. JOSEPHS:

01:28PM 25 Q. And, Mr. Ignatiou, let me know

Confidential

August 30, 2023

162

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01:28PM

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once you've had a chance to review this

01:28PM

3

e-mail.

01:30PM

4

A. Okay.

01:30PM

5

Q. Do you see that Exhibit 94 is an

01:30PM

6

e-mail that you sent to Mr. Baba and

01:30PM

7

Mr. Satsias on August 21, 2020?

01:30PM

8

A. Yes.

01:30PM

9

Q. And the subject was,

01:30PM

10

"Training/Structure"?

01:30PM

11

A. Yes.

01:30PM

12

Q. Okay. And in this e-mail, you

01:30PM

13

have a header called, "Training Process" and

01:30PM

14

you describe how members of the Cyprus

01:30PM

15

content moderation team are trained; is that

01:30PM

16

correct?

01:30PM

17

A. Yes.

01:30PM

18

Q. Okay. And has this training

01:30PM

19

process been the same since 2015?

01:30PM

20

A. No.

01:31PM

21

Q. Okay. What was the training --

01:31PM

22

let me strike that.

01:31PM

23

When did the training process that

01:31PM

24

you have listed here in Exhibit 94 come into

01:31PM

25

place?

Confidential

[REDACTED] - August 30, 2023

163

1

01:31PM 2 A. Yeah, so this looks like this was
01:31PM 3 an e-mail that I wrote to Anis which was --
01:31PM 4 yeah, to Anis and Yiannis, that the steps
01:31PM 5 that the Cyprus -- this would have been me
01:31PM 6 training the new moderators, what my tasks
01:31PM 7 were to train them.

01:31PM 8 Q. Okay. And when did you implement
01:31PM 9 this training process for Cyprus content
01:31PM 10 moderators?

01:31PM 11 A. This, if I'm not mistaken --
01:31PM 12 again, I don't remember the exact date, it
01:31PM 13 started when I became either a senior or lead
01:31PM 14 moderator maybe in 2016.

01:31PM 15 Q. Okay. So starting in 2016, you
01:31PM 16 followed this same training process for all
01:31PM 17 new content moderators on the Cyprus team?

01:31PM 18 A. Yes.

01:31PM 19 Q. Okay. And is this the training
01:31PM 20 process that you continue to the present day?

01:31PM 21 A. No.

01:31PM 22 Q. Okay. When did you stop using the
01:31PM 23 training process described in Exhibit 94?

01:32PM 24 A. January 2021, we changed the
01:32PM 25 process.

Confidential

August 30, 2023

164

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01:32PM 2 Q. Okay. Can you please describe to
01:32PM 3 me what the training process was for new
01:32PM 4 content moderators in Cyprus when you first
01:32PM 5 joined the company in 2015; so that 2015 to
01:32PM 6 2016 period before you implemented this
01:32PM 7 process?

01:32PM 8 A. Yeah. So the first was the
01:32PM 9 onboarding the new hire, so when I first went
01:32PM 10 to become a content moderator, the training
01:32PM 11 was in Montreal. So I was trained by the
01:32PM 12 lead of Samita's team in Montreal on the
01:32PM 13 compliance rules.

01:32PM 14 Again, the training was similar.
01:32PM 15 We would go over the rules, you know, banned
01:32PM 16 terms, keywords to take into consideration,
01:32PM 17 flag terms to take into consideration when
01:32PM 18 reviewing content, to be a little bit more
01:33PM 19 cautious with those kinds of words. We would
01:33PM 20 see examples within the training and then a
01:33PM 21 test was given to us to review if we
01:33PM 22 understood the rules or not.

01:33PM 23 Q. At the time that you were hired,
01:33PM 24 did MindGeek provide you with written
01:33PM 25 materials for training in content moderation?

Confidential

[REDACTED] - August 30, 2023

165

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01:33PM 2 A. Yes, we had Google documents.

01:33PM 3 Q. Okay. And did those Google

01:33PM 4 documents have instructions on how to judge

01:33PM 5 someone's age that appeared in the content?

01:33PM 6 A. Yes, there was rules to identify,

01:33PM 7 you know, underage content.

01:33PM 8 Q. And did you continue to train new

01:33PM 9 hires on those new rules when you implemented

01:33PM 10 this training process described in

01:33PM 11 Exhibit 94?

01:33PM 12 A. Yes. So in this e-mail process,

01:33PM 13 this was the training that was done by my

01:33PM 14 team, but Montreal continued to do, you know,

01:34PM 15 the first part of the training with the

01:34PM 16 moderator and then they were handed off to me

01:34PM 17 for the more, you know -- for the other types

01:34PM 18 of training that I needed to show them.

01:34PM 19 Q. So from 2015 to the present, has

01:34PM 20 it been the case that all new content

01:34PM 21 moderators go to Montreal for the first part

01:34PM 22 of training?

01:34PM 23 A. Well, they don't actually

01:34PM 24 physically go to Montreal. It was through

01:34PM 25 calls, video calls. This stopped -- so



Confidential [REDACTED] - August 30, 2023

184

1

[REDACTED]

01:53PM 2 A. Yes.

01:53PM 3 Q. Okay. Then I also see here jail
01:53PM 4 bait, correct?

01:53PM 5 A. Yes.

01:53PM 6 Q. And jail bait is a term that's
01:53PM 7 commonly used to reference an underage
01:53PM 8 person, correct?

01:53PM 9 A. Yes.

01:53PM 10 Q. All right. How was the compliance
01:53PM 11 list tab of the bullpen document used for
01:53PM 12 content moderation?

01:53PM 13 A. Can you repeat the question?

01:53PM 14 Q. Sure.
01:53PM 15 How was the -- how did MindGeek
01:53PM 16 content moderators use the compliance list
01:53PM 17 tab of the bullpen document for content
01:53PM 18 moderation?

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01:53PM

Confidential

August 30, 2023

185

1

01:53PM

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Q. Okay. So this was an instruction

01:53PM

4

to moderators, look and see if you see these

01:54PM

5

words, correct?

01:54PM

6

MS. MASSEY: Object to form.

01:54PM

7

A. These words technically were

01:54PM

8

forbidden to be entered from the front-end.

01:54PM

9

Q. Okay. Then why would a content

01:54PM

10

moderator need an instruction to look for

01:54PM

11

them if they were prohibited from the

01:54PM

12

front-end?

01:54PM

13

A. These were also -- so in the

01:54PM

14

front-end, they were prohibited to be

01:54PM

15

entered. On the back end as well. They were

01:54PM

16

detected. So in the video page of the CMS,

01:54PM

17

if someone, let's say, were to write, I don't

01:54PM

18

know, the word -- two different words with a

01:54PM

19

space in the middle to -- you know, you can

01:54PM

20

see they were valid words, they were

01:54PM

21

compliant words that, you know, perhaps ended

01:54PM

22

with "S" and had a cat.

01:54PM

23

So a lot of the times we may have

01:54PM

24

had a title that said "a woman's cat." This

01:54PM

25

would be available to be entered on the



Confidential

[REDACTED] - August 30, 2023

260

1

03:21PM 2 A. Yes.

03:21PM 3 Q. And this one was specific to
03:21PM 4 determining age, correct?

03:21PM 5 A. Yes. This was one of the
03:22PM 6 documents I wrote for the team, yes.

03:22PM 7 Q. Okay. And please remind me, since
03:22PM 8 when has this document existed?

03:22PM 9 A. I would say from 2016.

03:22PM 10 Q. Okay. And is this another
03:22PM 11 document that was a living document,
03:22PM 12 so to speak, and updated in Google Docs by
03:22PM 13 you?

03:22PM 14 A. This document -- I, basically --
03:22PM 15 so I was able to gather some information on
03:22PM 16 content that I was coming across while I was
03:22PM 17 reviewing content. So I was a normal
03:22PM 18 moderator. I maybe directed content
03:22PM 19 moderation, but I started as the most basic
03:22PM 20 role.

03:22PM 21 So as I was getting that
03:22PM 22 experience, as I was reviewing content, I had
03:22PM 23 notes. I was seeing what was complaint, what
03:22PM 24 was not compliant. I was seeing the trends,
03:22PM 25 you know. I was observing of looking what

Confidential

August 30, 2023

261

1

03:22PM 2 most of the CSAM content that I am coming
03:22PM 3 across, you know, the timelines between this
03:22PM 4 link and this link.

03:22PM 5 I'm seeing that -- you know,
03:22PM 6 whether or not using a dildo or using a
03:22PM 7 toothbrush. You know, I'm seeing that, you
03:22PM 8 know, whether she has cotton underwear, she
03:22PM 9 doesn't have the Victoria's Secret, you know,
03:23PM 10 lingerie going on.

03:23PM 11 So I was able to, you know, put
03:23PM 12 these, you know, observations I had when I
03:23PM 13 was reviewing the content into a document so
03:23PM 14 it can help the team out.

03:23PM 15 Q. And does MindGeek still use those
03:23PM 16 factors for determining age for content
03:23PM 17 moderation processes today?

03:23PM 18 A. Along with other documents, yes.

03:23PM 19 Q. Okay. Other than the bullpen, the
03:23PM 20 compliance rule book, the tubes rules, and
03:23PM 21 this document, are there other types of
03:23PM 22 documents that we have not gone over that are
03:23PM 23 MindGeek's written rules and procedures
03:23PM 24 regarding content moderation?

03:23PM 25 A. There is another one that says



Confidential

August 30, 2023

277

1

03:41PM 2 uploaded illegal content, the protocol was to
03:41PM 3 ban the user, yes.

03:41PM 4 Q. Okay. So I just want to make sure
03:41PM 5 very clear. Is it your testimony, as
03:41PM 6 MindGeek's corporate representative, that
03:41PM 7 since 2015, MindGeek has banned every user
03:41PM 8 once they are found to have posted CSAM?

03:41PM 9 MS. MASSEY: Object to form.
03:41PM 10 Mischaracterizes the witness's
03:41PM 11 testimony.

03:41PM 12 A. Again, I said, if there were to be
03:41PM 13 a violation of illegal content, the protocol
03:41PM 14 was to ban the user.

03:41PM 15 Q. Did MindGeek's -- let me strike
03:42PM 16 that. I'll start a new line.

03:42PM 17 Since 2015, has MindGeek banned
03:42PM 18 every single user once MindGeek has found
03:42PM 19 that that user posted CSAM?

03:42PM 20 A. That was the protocol.

03:42PM 21 Q. Was that protocol followed?

03:42PM 22 Can you tell me, sitting here as
03:42PM 23 MindGeek's corporate representative, whether
03:42PM 24 that protocol was followed for every single
03:42PM 25 user?

Confidential

- August 30, 2023

321

C E R T I F I C A T E

STATE OF NEW YORK)
 : SS.:
COUNTY OF NASSAU)

I, REBECCA SCHAUMLOFFEL, a Notary
Public for and within the State of New York,
do hereby certify:

That the witness whose examination
is hereinbefore set forth was duly sworn and
that such examination is a true record of the
testimony given by that witness.

I further certify that I am not
related to any of the parties to this action
by blood or by marriage and that I am in no
way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 4th day of September, 2023.



REBECCA SCHAUMLOFFEL